IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 30TH MAY 2007 / 9TH JYAISHTA 1929

Bail Appl..No. 3160 of 2007

CRIME NO.64/2007 OF NENMARA POLICE STATION, PALAKKAD

PETITIONER

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1. ASHARAFALI, S/O SAIDU MUHAMMED,
   RESIDING AT ALAMBADI, KOZHINJAMPARA, PALAKKAD.

2. MUHAMMED ASHIK, S/O.BASHEER, RESIDING AT
   CHALLAPATHA, KOZHINJAMPARA, PALAKKAD.

3. RAFEEK, S/O MUHAMMED HANEEFA,
   RESIDING AT PALLITHERUVU, KOZHINJAMPARA, PALAKKAD.

4. NAVAS, S/O MUHAMMED BASHEER, RESIDING AT
   PALLITHERUVU, KOZHINJAMPARA, PALAKKAD.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON

RESPONDENTS:

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1. THE STATE OF KERALA,
   REPRESENTED BY THE PUBLIC PROSECUTOR,
   HIGH COURT OF KERALA, ERNAKULAM.

2. THE SUB INSPECTOR OF POLICE,
   NEMMARA POLICE STATION, PALAKKAD.

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 30/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Bail Application NO.3160/2007

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DATED:30-5-2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioners who are the accused in Crime No.64/2007 of Nenmara Police Station for an offence punishable under Section 376(2)(g) IPC seek their enlargement on bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioners, the present stage of investigation and the other circumstances of the case, I am inclined to grant bail to the petitioners but only from a future date. Accordingly, the petitioners are directed to be released on bail with effect from 7.6.2007, on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M, Alathur and subject to the following conditions:

(a). The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

(b). The petitioners shall make themselves available for interrogation as and when required by the police till the filing of the final report.

(c). The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

(d). The petitioners shall not commit any offence while on bail.

4. If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR
JUDGE.

mrcs